



W.P.(MD) No.20465 of 2021

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 08.09.2025

CORAM:

THE HONOURABLE MR.JUSTICE ABDUL QUDDHOSE

W.P.(MD) No.20465 of 2021

K.Rajaram

... Petitioner

-VS-

- 1.The Managing Director
Tamilnadu State Transport Corpn
(KMB) Ltd.
New Railway Station Road
Kumbakonam-612 001
- 2.The Financial Adviser
Tamilnadu State Transport Corpn
(KMB) Ltd.
New Railway Station Road
Kumbakonam-612 001
- 3.The General Manager
Tamilnadu State Transport Corpn
(KMB) Ltd.
Karaikudi Region
Karaikudi, Sivagangai District



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4.The Administrator
TNSTC Employees Pensions Fund Trust
SETC (TN) Ltd.
Thiruvalluvar House
No.2, Pallavan Salai
Chennai-2

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of certiorarified mandamus to call for the records from the 3rd respondents pertaining to the impugned order (Letter) No. ThaAPoKa/Kaarai/NiPi/A1/246 dated 05.03.2021 and quash the same and further direct the respondents 1 to 4 to implement 2nd and 3rd Review Benefits in the specified period of total 24 years service to the petitioner along with the revised new scale of pay and grade pay in terms of pay revision and to pay the arrears with difference amount in terms of Clause 4 of Settlement under Sub-Section 12(3) of the I.D.Act dated 22.01.2011 with retrospective from 01.09.2010 to 30.09.2015 to him and consequently direct the respondents to revise the petitioner's terminal benefits namely gratuity, earned leave salary, and commuted value of pension and monthly pension based on the pay revision in the above said Wage Settlement from the date of the petitioner's retirement and to disburse the difference amounts in gratuity, earned leave salary, and Commuted value of pension and monthly pension together with



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interests at the rate of 6% per annum payable from the date became due to till the date of actual payment to him within the stipulated time limit to be fixed by this Court.

For Petitioner : Mr.K.Gokul

For Respondents : Mr.P.Balasubramanian
Standing Counsel for R1 to R3

ORDER

This writ petition has been filed challenging the impugned order dated 05.03.2021, passed by the third respondent, rejecting the petitioner's request to implement second and third review benefits from 01.09.2010 to 30.09.2015 for 10% in total and also the weightage increments for ten years and twenty years in due time.

2. The third respondent has passed the impugned order rejecting the petitioner's request after taking into consideration the eligible twenty years of service, after deducting the absent days, suspension days, LLP days period, twenty years service weightage benefits given with effect from 01.02.2011 and also entry in the service register.



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3. The review calculation details have been furnished in the counter affidavit filed by the third respondent before this Court, which are re-produced hereunder:

<i>"Date of 1st Review</i>	<i>01.08.1994</i>
<i>Add Review period</i>	<i>7</i>
	<i>01.08.2001</i>
<i>Add Wcc</i>	<i>06 05</i>
	<i>01.02.2007</i>
<i>Add punishment</i>	<i>01.02.2008</i>
<i>Add non Qualifying service</i>	
<i>1144 days</i>	<i>19.01.2003</i>
	<i>20.03.2011</i>
<i>2nd Review</i>	<i>01.05.2011</i>
	<i>"</i>

4. The third respondent has taken into consideration the first review benefits given by the respondent – Transport Corporation with effect from 01.08.1994 after service for seven years, in the petitioner's service period, which involved various misconducts, which resulted in punishment, to him totally five years and six months with cumulative effect and only thereafter,



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has rejected the petitioner's request in the impugned order. It is also to be noted that the petitioner was absent from duty for a total period of 1144 days. Therefore, after giving due consideration to the impugned order as well as the conduct of the petitioner, as stated supra, this Court is of the considered view that the impugned order passed by the third respondent does not suffer from any infirmity.

5. In the result, there is no merit in this writ petition.

Accordingly, this writ petition is dismissed. No costs.

08.09.2025

NCC : Yes / No
Index : Yes / No
Internet : Yes / No

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ABDUL QUDDHOSE, J.

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